

To: Federal Communications Commission

From: Marshall J. Smith
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Richmond, IN 47374-9668

Ref: Docket # 02-278 File Number DA 05-1346 and DA 05-1347

Dear Sir(s):

The on the use of Federal Rules to limit or stop valid business telecommunications seems to me to directly conflict with the interstate rules regulating the interstate commerce. Certainly states have the right to regulate commerce within their borders. But does the federal government also want to govern commerce within the States? I don't feel that the FCC should enforce Do Not Call rules nationally. Should the NTSB begin enforcing speed limits? Please consider consider request for the Federal Communications Commission to drop its rules on the Do Not Call regulations and return those rights to the states to legislate, regulate, and enforce.

However, the maintenance of the Do Not Call Registry lists by the FCC for the states and the vendors in those states should continue.

Thank you, for consideration of my comments.

Marshall Smith
REALTOR®